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Attorneys for Plaintiff
IN 2 DEVELOPMENTS LLC

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

IN 2 DEVELOPMENTS LLC,

Plaintiff,

v.

VIRIBRIGHT LIGHTING INC.,

Defendant.

Case No. 2:24-cv-8548

**COMPLAINT FOR PATENT
INFRINGEMENT**

JURY TRIAL DEMANDED

Plaintiff IN 2 Developments LLC (“IN 2”) files this Complaint against defendants Viribright Lighting Inc. for patent infringement of United States Patent Nos. 9,702,510 and 9,995,436 (collectively the “patents-in-suit”) and alleges as follows:

JURISDICTION

1. This action arises under the patent laws of the United States, 35 U.S.C. §§ 1 et seq. This Court therefore has subject matter jurisdiction under 28 U.S.C. § 1331 (federal question) and § 1338(a) (patents).

THE PARTIES

2. Plaintiff IN 2 is a limited-liability company organized under the laws of the State of Minnesota with its principal place of business at 18208 County Road 36, Crosby, MN 56441.

3. Plaintiff's principal, Mr. Deloren E, Anderson ("Mr. Anderson") is the CEO/Owner of IN 2 Developments LLC, which is the entity that owns the patents-in-suit.

4. On information and belief, defendant Viribright Lighting Inc. is a California corporation with principal addresses at 355 E Rincon Street, Ste 219, Corona, CA 92879 and 1450 E. Mission Blvd, Ontario, CA 91761 and is a subsidiary of Matrix Holdings Limited.

PERSONAL AND SUBJECT MATTER JURISDICTION AND VENUE

5. On information and belief, Viribright is subject personal jurisdiction in the State of California in accordance with due process and/or the California Long Arm Statute because, in part, Viribright has committed, and continues to commit, acts of infringement in the State of California, has conducted business in the State of California, and/or has engaged in continuous and systematic activities in the State of California.

6. On information and belief, Viribright makes, offers to sell, or sells a variety of LED Lightbulbs throughout the United States, including in the State of California, including without limitation its 35-Watt-Equivalent LED Lightbulb and other LED Lightbulbs that rely on, use, and/or employ the same and/or similar design and construction of Viribright's 35-Watt-Equivalent LED Lightbulb (hereinafter referred to collectively and individually as "Viribright Products").

7. On information and belief, the accused Viribright Products infringe one or more claims of each of the patents-in-suit.

8. This court has personal jurisdiction and subject matter jurisdiction over Viribright because it committed and continues to commit acts of infringement in

1 this judicial district in violation of 35 U.S.C. § 271(a). In particular, on information
2 and belief, Viribright has made, offered to sell or sold infringing products in this
3 judicial district, including the accused Viribright Products.

4 9. On information and belief, Viribright is subject to the Court's
5 justification because it regularly conducts and solicits business, or otherwise
6 engages in a persistent course of conduct in this district, and/or derives substantial
7 revenue from the sale and distribution of goods and services provided to individuals
8 and businesses in this district.

9 10. This court has personal jurisdiction over Viribright because, on
10 information and belief, Viribright: (1) has committed acts of patent infringement in
11 this judicial district, (2) has substantial, continuous, and systematic contacts with
12 this State and this judicial district; (3) owns, manages, and operates facilities in this
13 State and this judicial district; (4) enjoys substantial income from its operations and
14 sales in this State and this judicial district; (5) employs California residents in this
15 State, and (6) solicits business and markets products, systems and/or services in this
16 State and judicial district including, without limitation, the infringing Viribright
17 Products.

18 11. Venue is also proper pursuant to 28 U.S.C. § 1391(b), (c)(3), or (d)
19 and/or 28 U.S.C. § 1400(b) and the Federal Circuit's decision in *In re Monolithic*
20 *Power Sys.*, 50 F.4th 157 (Fed. Cir. 2022), at least because, upon information and
21 belief, Viribright has multiple employees based out of this district.

22 12. Venue is proper also because Viribright has an established place of
23 business in this district, transacted business in this district and has directly
24 committed acts of patent infringement in this district.

25 **THE ASSERTED PATENTS**

26 **United States Patent No. 9,702,510 and Patent No. 9,995,436**

27 13. On July 11, 2017, the United States Patent and Trademark Office
28 ("USPTO") duly and legally issued United States Patent No. 9,702,510 ("the '510

1 patent”) entitled “LED LIGHT BULB” to inventor Deloren E. Anderson.

2 14. The ’510 patent is presumed valid under 35 U.S.C. § 282.

3 15. IN 2 owns all rights, title, and interest in the ’510 patent.

4 16. IN 2 has not granted Viribright a license to the rights under the ’510
5 patent.

6 17. On Jun 12, 2018, the United States Patent and Trademark Office
7 (“USPTO”) duly and legally issued United States Patent No. 9,995,436 (“the ’436
8 patent”) entitled “LED LIGHT BULB” to inventor Deloren E. Anderson.

9 18. The ’436 patent is presumed valid under 35 U.S.C. § 282.

10 19. IN 2 owns all rights, title, and interest in the ’436 patent.

11 20. IN 2 has not granted Viribright a license to the rights under the ’436
12 patent.

13 21. The ’510, and ’436 patents observed that at the time of the invention,
14 traditional lighting solutions did not capitalize on the benefits of LEDs, which
15 included longer lifespans and higher energy efficiency. There was a need for light
16 bulbs that combined the advantages of LEDs with conventional designs for broader
17 acceptance and application.

18 22. The claimed invention(s) of the ’510 and ’436 patents sought to solve
19 these problems with the integration of LED circuitry into the structure of
20 conventional light bulbs, and improve upon, existing light bulb designs.

21 23. The ’510 and ’436 patent describe as one implementation, among other
22 things, the use of a substantially cylindrical elongated filament that is supported by
23 conductive contacts and encased in a bulb, with LED channels disposed within the
24 filament to enhance lighting efficiency and longevity.

25 24. The specification of the ’510 and ’436 patents and the invention(s)
26 claimed in the patent solve inter alia various technological problems inherent in
27 integrating LED technology into traditional bulb designs by creating a light bulb
28 that (1) includes an Edison style base, (2) features LED circuitry coupled to the

1 base, (3) employs a conductive structure with proximal and distal contacts, (4)
2 incorporates an elongated filament that extends into the bulb and is encased by it,
3 (5) integrates an LED channel within the filament, and (6) contains an inert gas
4 within the bulb.

5 **CLAIMS FOR RELIEF**

6 **Count I Infringement of United States Patent No. 9,702,510**

7 25. IN 2 realleges and incorporates by reference, as if fully set forth here,
8 the allegations of the previous paragraphs above.

9 26. On information and belief, Viribright infringes (literally and/ or under
10 the doctrine of equivalents) at least claim 1 of the '510 patent because it makes,
11 sells, imports and/or offers to sell the Viribright Products in the United States in
12 violation of 35 U.S.C. § 271(a).

13 27. On information and belief, and as shown below, the Viribright
14 Products exhibit a Light Bulb comprising an Edison style base.



1 28. On information and belief, and as shown below, the Viribright
2 Products exhibit a bulb sealed about the base and extending above the base.



13
14 29. On information and belief, and as shown below, the Viribright
15 Products exhibit ‘a conductive structure including a proximal contact that is
16 proximate the base [...] and a first distal contact that is distal from the base.’



1 30. On information and belief, and as shown below, the Viribright
2 Products exhibit ‘a substantially cylindrical elongated filament [...]



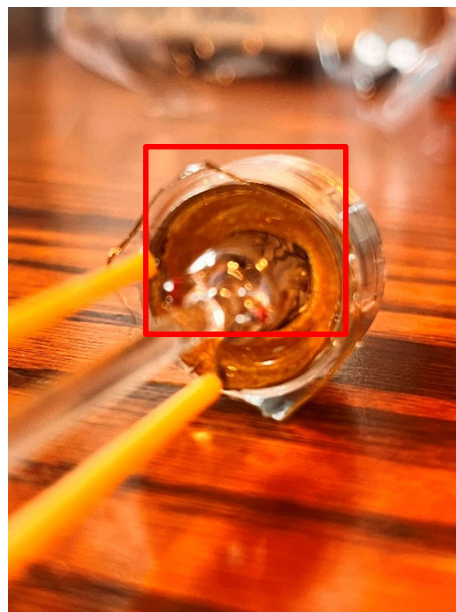
14
15 ‘[...] supported on a first proximate filament end by the first proximate contact; and
16 supported on a first distal filament end by the first distal contact; the filament
17 extending from the base into the bulb above the base [...]



1 '[...] wherein the bulb entirely encases the elongated filament.'



14
15 31. On information and belief, and as shown below, the Viribright
16 Products exhibit a 'light emitting diode circuitry coupled to the base.'



32. On information and belief, and as shown below, the Viribright Products exhibit a 'light emitting diode channel disposed within the filament, coupled to the light emitting diode circuitry, and extending into the bulb above the base.'



33. On information and belief, and as shown above and below, Viribright Products exhibit a light emitting diode channel disposed within the filament,

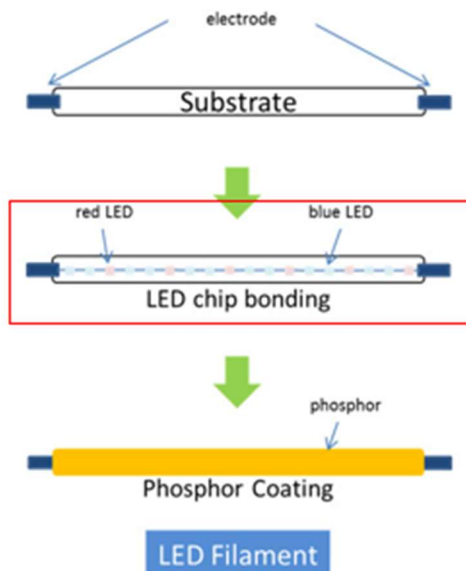


Figure 1. Filament manufacturing process

1 coupled to the light emitting diode circuitry, and extending into the bulb above the
2 base.'

3 34. Viribright's direct infringement has damaged IN 2 and caused it to
4 suffer and continue to suffer irreparable harm and damages.

5 **Count II Infringement of United States Patent No. 9,995,436**

6 35. IN 2 realleges and incorporates by reference, as if fully set forth here,
7 the allegations of the previous paragraphs above.

8 36. On information and belief, Viribright infringes (literally and/ or under
9 the doctrine of equivalents) at least claim 1 of the '436 patent because it makes,
10 sells, imports and/ or offers to sell the Viribright Products in the United States in
11 violation of 35 U.S.C. § 271(a).

12 37. On information and belief, and as shown below, the Viribright
13 Products exhibit a Light Bulb comprising an Edison style base.



1 38. On information and belief, and as shown below, the Viribright
2 Products exhibit a bulb sealed about the base and extending above the base.



13 39. On information and belief, and as shown below, the Viribright
14 Products exhibit ‘a conductive structure including a proximal contact that is
15 proximate the base [...] and a first distal contact that is distal from the base.’



1 40. On information and belief, and as shown below, the Viribright
2 Products exhibit ‘a substantially cylindrical elongated filament [...]



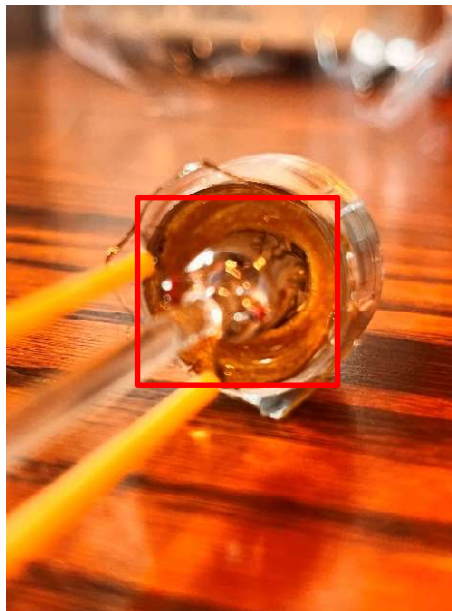
14 ‘[...] supported on a first proximate filament end by the first proximate contact; and
15 supported on a first distal filament end by the first distal contact; the filament
16 extending from the base into the bulb above the base [...]



1 '[...] wherein the bulb entirely encases the elongated filament.'



13
14 41. On information and belief, and as shown below, the Viribright
15 Products exhibit a 'light emitting diode circuitry coupled to the base.'

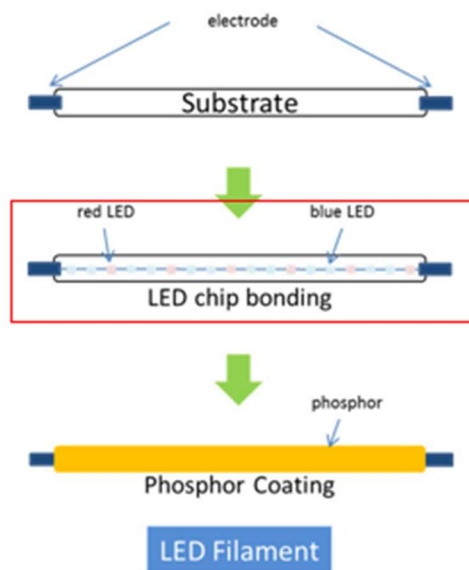


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27 42. On information and belief, and as shown below, the Viribright
28 Products exhibit a 'light emitting diode channel disposed within the filament,'

1 coupled to the light emitting diode circuitry, and extending into the bulb above the
2 base.'



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12 43. On information and belief, and as shown above and below, Viribright
13 Products exhibit a light emitting diode channel disposed within the filament,
14 coupled to the light emitting diode circuitry, and extending into the bulb above the
15 base.'



26 Figure 1. Filament manufacturing process

1 44. Viribright's direct infringement has damaged IN 2 and caused it to
2 suffer and continue to suffer irreparable harm and damages.

3 **PRAYER FOR RELIEF**

4 IN 2 respectfully requests this Court to enter judgment in IN 2's favor against
5 Viribright as follows:

- 6 A. Finding that Viribright has infringed on one or more claims of the
7 '510 patent under 35 U.S.C. § 271(a);
8 B. Finding that Viribright has infringed on one or more claims of the
9 '436 patent under 35 U.S.C. § 271(a);
10 C. Awarding IN 2 damages under 35 U.S.C. § 284, or otherwise
11 permitted by law, including supplemental damages for any
12 continued post-verdict infringement;
13 D. Awarding IN 2 pre-judgment and post-judgment interest on the
14 damages award and costs;
15 E. Awarding the costs of this action (including all disbursements) and
16 attorney fees pursuant to 35 U.S.C. § 285, or otherwise permitted
17 by the law; and
18 F. Awarding such other costs and further relief that the Court
19 determines to be just and equitable.

20 **JURY DEMANDED**

21 Under Federal Rule of Civil Procedure 38(b), IN 2 hereby requests a trial by
22 jury on all issues so triable.

23 Dated: October 4, 2024

PERKOWSKI LEGAL, PC

DAIGNAULT IYER LLP

25
26 By: /s/ Peter E. Perkowski
27 Peter E. Perkowski
28 Attorneys for Plaintiff